



U.S. Department of Justice

United States Attorney
Southern District of New York

*The Silvio J. Mollo Building
One Saint Andrew's Plaza
New York, New York 10007*

June 17, 2020

By ECF

The Honorable Paul A. Crotty
United States District Judge
Southern District of New York
500 Pearl Street, Courtroom 14C
New York, New York 10007

Re: *United States v. Joshua Adam Schulte*, S3 17 Cr. 548 (PAC)

Dear Judge Crotty:

We write to respectfully request additional time to respond to the defendant's June 15, 2020, request for records and papers used in connection with the constitution of the Master and Qualified Jury Wheels in this District. We have learned that similar motions have been made in other cases in this District. *See United States v. Balde*, No. 20 Cr. 281 (KPF); *United States v. Williams*, No. 20 Cr. 286 (WHP); *United States v. Baker*, No. 20 Cr. 288 (LJL); *United States v. Henry*, No. 20 Cr. 293 (LJL). Yesterday in *Balde*, Judge Failla issued an order granting the Government's request to speak with Linda Thomas, this District's Jury Administrator, prior to taking a position on the motion in that case, and scheduling a call with the Government, defense counsel, and Ms. Thomas for June 30, 2020, at 2:00 p.m. (*See* No. 20 Cr. 281, Dkt. 21, Exhibit A). In that order, Judge Failla also directed the Government to coordinate with counsel in "any other cases with similar motions" so that they may also participate on the call.

Accordingly, the Government respectfully requests that the Court adjourn the current June 19, 2020 response deadline so that the Government and defense counsel can participate on the call with Ms. Thomas prior to litigating the defendant's motion. If the Court grants this request, the Government respectfully requests until July 7, 2020 to file a substantive response to the defendant's motion.

Respectfully submitted,

GEOFFREY S. BERMAN
United States Attorney

by: /s/
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cc: Defense Counsel (by ECF)

EXHIBIT A

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA

-v.-

SOULEYMANE BALDE,

Defendant.

20 Cr. 281 (KPF)

ORDER

KATHERINE POLK FAILLA, District Judge:

The Court is in receipt of Defendant Souleymane Balde's letter motion requesting access to the records and papers used in connection with the constitution of the Master and Qualified Jury Wheels in the United States District Court for the Southern District of New York. (Dkt. #14). In response, and prior to taking a position on the motion, the Government has requested to speak with Linda Thomas, the Jury Administrator for the Southern District of New York. (See Dkt. #17). The defense has asked to be present on any such call. (Dkt. #18, 20). Similar motions have been made in other cases in this District, including *United States v. Williams*, No. 20 Cr. 286 (WHP), *United States v. Baker*, No. 20 Cr. 288 (LJL), and *United States v. Henry*, No. 20 Cr. 293 (LJL).

The Court grants the Government's request to speak with Ms. Thomas and also grants Mr. Balde's request to participate in the call. The Court understands that the Judges in the other cases would be inclined to resolve similar motions in their respective cases similarly. For efficiency, this Court will hold a single conference with Ms. Thomas, to which it invites counsel for both sides in this case, as well as counsel in the other cases listed above. The

conference will take place telephonically on **June 30, 2020 at 2:00 p.m.** The dial-in information is as follows: At 2:00 p.m. on June 30, 2020, the parties shall call (888) 363-4749 and enter access code 5123533. If the conference line requests a “security code” the parties shall press “*”. Please note, the conference will not be available prior to 2:00 p.m. The Government is requested to coordinate with counsel in the above-mentioned other cases, as well as any other cases with similar motions, so that they have the dial-in information for this conference.

SO ORDERED.

Dated: June 16, 2020
New York, New York



KATHERINE POLK FAILLA
United States District Judge